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United States 1	District (COURT
for	the	FILED E
Distri	ict of	OCT 2 3 2023
	_ Division	M THIS (WOODE Clerk U.S. 17% of a Court Greenway, h. 17
, ,	Case No.	1211191113
John P. Jandrew		(to be filled in by the Clerk's Office)
(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)		
-v-		
Property (SE ATT)		
Rowan County see Atta;		
(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please		
write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)		

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

(Prisoner Complaint)

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for e	each plaintiff nan	ned in the	complaint. Attach additional pages if
needed.			
Name	John	P	Jandrew
All other manner has and inte	is a state of the	4 - COAC 2010	

All other names by which
you have been known:

ID Number

Current Institution

Address

Address

Salisburg NC 28144

State Zip Code

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. Make sure that the defendant(s) listed below are identical to those contained in the above caption. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1	
Name	Rowan County Sheriffs office
Job or Title (if known)	Public office
Shield Number	
Employer	Rowan county
Address	232 N. main st.
	Salisburg NC 28144
	Citye State Zip Code
	✓ Individual capacity ✓ Official capacity
Defendant No. 2	
Name	Rowan country District Attorneys
Job or Title (if known)	Rowan county District Attorneys office, Public office
Shield Number	
Employer	Rowan Countre
Address	232 N. main st.
	salisburg NC 28149
	City State Zip Code
	Individual capacity Official capacity

П.

B.

	Defendant No. 3 Name Job or Title (if known) Shield Number Employer Address	Ryan BarkLey Detective, Lit. RCSO 01059 Rowan county sheriffs office 232 N. main St. Salisbury NC D8144 State Zip Code V Individual capacity V Official capacity
	Defendant No. 4 Name Job or Title (if known) Shield Number	Greene Assistant D/a
	Employer Address	Rowan county District Attorneys Office. 232 IV. main st. Salisbury NC 28144 State Zip Code V Individual capacity V Official capacity
Under 4		or local officials for the "deprivation of any rights, privileges, or [federal laws]." Under Bivens v. Six Unknown Named Agents of
Federa		(1971), you may sue federal officials for the violation of certain
A.	Are you bringing suit against (check of Federal officials (a Bivens claim) State or local officials (a § 1983)	n)
В.	Section 1983 allows claims alleging the Constitution and [federal laws]."	the "deprivation of any rights, privileges, or immunities secured by '42 U.S.C. § 1983. If you are suing under section 1983, what ght(s) do you claim is/are being violated by state or local officials?
	See Attached	d;

C. Plaintiffs suing under Bivens may only recover for the violation of certain constitutional rights. If you are suing under Bivens, what constitutional right(s) do you claim is/are being violated by federal officials?

500	2	Ad	Ha	ch	ed;

D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

see Attached;

III.	Prisone	er Status		
	Indicate whether you are a prisoner or other confined person as follows (check all that apply):			
	Pretrial detainee			
		Civilly committed detainee		
		Immigration detainee		
		Convicted and sentenced state prisoner		
		Convicted and sentenced federal prisoner		
		Other (explain)		

IV. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

A. If the events giving rise to your claim arose outside an institution, describe where and when they arose.

see Atached;

B. If the events giving rise to your claim arose in an institution, describe where and when they arose.

see Attachedi

 C. What date and approximate time did the events givi 	ng rise to your claim(s) occur?
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9-2-2022, see Attached;

D. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

see Attached;

V. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

mental Tourment, financial Deprivation, see Att

VI. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

Charge laws, compensation, remove officer from Duty. see Attached;

VII. Exhaustion of Administrative Remedies Administrative Procedures

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted."

Administrative remedies are also known as grievance procedures. Your case may be dismissed if you have not exhausted your administrative remedies.

A.	Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?
	✓ Yes
	□ No
	If yes, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).
	Some, See Attached
В.	Does the jail, prison, or other correctional facility where your claim(s) arose have a grievance procedure?
	√ Yes
	☐ No
	Do not know
C.	Does the grievance procedure at the jail, prison, or other correctional facility where your claim(s) arose cover some or all of your claims?
	Yes ✓ No
	Do not know
	If yes, which claim(s)?

D.	Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose concerning the facts relating to this complaint?
	Yes
	✓ No
	If no, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?
	Yes
	√ No
E.	If you did file a grievance:
	1. Where did you file the grievance?
	2. What did you claim in your grievance?
	3. What was the result, if any?
,	4. What steps, if any, did you take to appeal that decision? Is the grievance process completed? If not, explain why not. (Describe all efforts to appeal to the highest level of the grievance process.)

VIII.

F.	If yo	ou did not file	a grievance:				
	1.	If there are ar	ny reasons why you did not	file a grievance, state t	hem here:		
	2.	If you did not	t file a grievance but you did w, and their response, if any	l inform officials of yo			
G.	Plea		response, Kr g. By additional information that				
	(Not		habeas Cor ttach as exhibits to this com nedies.)			exhaustion o	f your
Previou	s Lav	wsuits					
the filing brought maliciou	g fee an ac is, or	if that prisone tion or appeal fails to state a	s a prisoner from bringing a r has "on three or more prio in a court of the United Sta claim upon which relief ma injury." 28 U.S.C. § 1915(g	r occasions, while inca tes that was dismissed by be granted, unless th	arcerated or de on the ground	tained in any Is that it is fr	y facility, ivolous,
To the b	est of	f your knowle	dge, have you had a case dis	smissed based on this '	three strikes r	ule"?	
Yes	S						
No							
If yes, st	tate w	hich court dis	smissed your case, when this	s occurred, and attach a	a copy of the c	order if possi	ble.

	ave you filed other lawsuits in state or federal court dealing with the same facts involved in this tion?
	Yes
Y	No
rc	
	your answer to A is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is ore than one lawsuit, describe the additional lawsuits on another page, using the same format.)
1.	Parties to the previous lawsuit
	Plaintiff(s)
	Defendant(s)
2.	Court (if federal court, name the district; if state court, name the county and State)
3.	Docket or index number
4.	Name of Judge assigned to your case
5.	Approximate date of filing lawsuit
6.	Is the case still pending?
	Yes
	No
	If no, give the approximate date of disposition.
7.	What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)
	*
	ive you filed other lawsuits in state or federal court otherwise relating to the conditions of your prisonment?

Pro Se 14 (Rev. 1	2/16) Complaint for Violation of Civil Rights (Prisoner)
	√ Yes
	□ No
D.	If your answer to C is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)
	1. Parties to the previous lawsuit Plaintiff(s) John P. Jandrew Defendant(s) Doctor Corigan et Al
	2. Court (if federal court, name the district; if state court, name the county and State)
	United States District Court middle District 3. Docket or index number Civil Action No. 1:23 CV800
,	4. Name of Judge assigned to your case Not Known
	5. Approximate date of filing lawsuit Not Approximate 9-15-2023
	6. Is the case still pending? ✓ Yes □ No
	If no, give the approximate date of disposition
	7. What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)

IX. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case—related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

	Signature of Plaintiff Printed Name of Plaintiff Prison Identification # Prison Address	John P. Jandrew 215768 115 in liberty st Salisburg NC 28144		
		Salisburg	NC State	28144 Zip Code
В.	For Attorneys			
	Date of signing:			
	Signature of Attorney			
	Printed Name of Attorney			
	Bar Number			
	Name of Law Firm			
	Address			
		City	State	Zip Code
	Telephone Number			
	E-mail Address			- ed to



Defendants:

- 1. Detective Ryan Barkley, 232 N. main st. salisbury, NC, 28144 Badge # RESO 01059
- 2. Detective A. Ratledge, 132 IV. main st. sailsburg, Nc, 28144 Badge # RCSO 01232 Official and individual capacity.

 3. Rowan County sheriffs office, 232 IV. main st. salisburg, Nc, 28144
- 4. Assistant District Attorney Jeniffer Greene, 232 IV. main st. salisburg, Nc, 28144
- 5. Rowan County District Attorneys office. 232 N. main st. salisbury, Nc, 28144

Plaintiffs Return Address; John P. Jandrew 115 w. liberty st. salisburg, Nc. 28144



- (B). Basis for Jurisdiction; Defendants violated:
- 1. The fourth Amendment,
- 2. The Fifth Amendment.
- 3. The sixth Amendment,
- 4. The eighth Amendment,
- 5. The Thirteenth Amendment,
- 6. The fourteenth Amendment,
- 7. The Fifth Amendment through the fourteenth,
- 8. The eighth Amendment through the fourteenth
- 9. 18 U.S.C SEC 242 Deprivation of Rights under Color of law.
- 10. 18 U.S.C Sec 241 Conspiracy against Rights
- 11. 18 U.S.C SEC 1038 False information and Hoaxes.



(D). Basis For Jurisdiction; statement of Claim (A)(B)

1. upon belief and information, Defendants used False statements, testimony, to show Probable Cause to issue a warrant.

2. Defendants were notified that another suspect, was influencing other people to give false statements, and chose to turn a blind eye towards it.

3. while officers were either interigating, or transporting the Plaintiff to and fro the interigation room, Plaintiff asked one of the officers, why they were charging him, when they knew that the other suspect was Pushing a false narritive, one Replied; that the Plaintiff didn't give a good statement, violation of Plaintiffs Fifth Amendment Right.



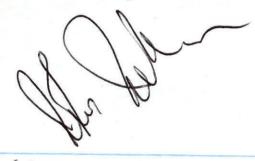
(D). Basis for Jurisdiction; statement of Claim (A)(B)

4. On 12-31-2021 The Plaintiff Told
Investigators, That He was at home
Durring the Commission of the crime,
That he had a home security system,
with surveillance footage showing such,

(A). By Detectives neglect to obtain The security footage, it caused;

1. The Plaintiffs Fourth amendment Right to be violated, by negating the Plaintiff, the oppertunity, To Disprove Probable cause, prior to issuence of the warrant.

2. The Plaintiffs, Eighth amendment to be Violated, as footage would have, and could have, been issued to recieve an obtainable bond, one that is not in excess of what he can afford, or one that Dees not so high as to restrain him of life, liberty, and possesions, without Due Process of law.



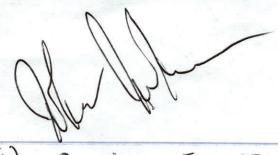
- (D). Basis for Jurisdiction; Statement of claim (A) (B) 4, (A). 3. The Plaintiffs Thirteenth Amendment Right, As his servitude is involuntary, "Punishment is Defined as restraint on liberties," imprisonment, (NC constitution Article 11 sec), as video Proof, would have disproved The Allegations against him.
- 4. The Plaintiffs Fourteenth Amendment Right, as The officers Neglect to secure footage, Knowing the Plaintiff to be a suspect, violates his Due process Rights.
- 5. The footage is No longer obtainable, as the footage was on Cloud based storage, Detectives waited almost a whole year later to arrest.
- 5. The District Attorneys office waited almost 13 months to indict the Plaintiff, while the Plaintiff, was, and has been, in custody since Arrest, Violating the Plaintiffs; Fourth, sixth, Thirteenth, and Fourteenth Amendment Rights,



(D). Basis for Jurisdiction; statement of claim (A)(B)

6. Due To The District Attorneys office, at the Plaintiffs Bond hearings (1-25-2013; 10-4-2023) Arguing, That the Plaintiff had Pending Charges, (which he has the presumption of innocence), violated the Plaintiffs Eighth Amendment Right, as it Deprived him of life, liberty, and property without Due process of law, also violating His Fourteenth Amendment Right, as it Gave weight to the Judges Decision Not to make the Plaintiffs Bond affordable, although the weight of evidence was De minimis

7. At The Plaintiffs Probable Cause Hearing, 9-27-2023, (Arrest was 9-2-2022) Detective Barkley, under oath, willfully made, two fossibly three false statements, of material relevant, to the issue at hand, committing Persury. Violating the Plaintiffs Fourteenth, Fifth Through the fourteenth, Fourth, and Thirteenth Amendment Rights.

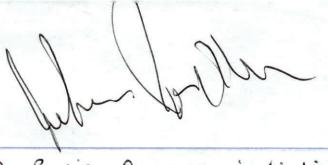


(D) Basis For Jurisdiction; statement of claim (A)(B)

8. The D/a's office failed to impartially minister Justice, as they have the information, showing Detective Barkley Committed Persurg, Failing to rectify the situation, Violating the Plaintiffs Fourth and Fourteenth Amendment Rights.

9. The Plaintiff had to Petition The
No Court of Appeals, with respect to
a writ of Habeas Corpus, Remanding
Rowan County to hold a Probable Cause
Hearing, which was Granted, as the Plaintiff
was Held 5 Days short of thirteen
months, preindictment, violating his fourth,
Fourteenth Amendment Rights.

10. At that Probable Cause Hearing, The Plaintiff Believes He was indicted, where the state failed to show Probable Cause, That the Plaintiff committed the offence, Violating his Fourth and Fourteenth Amendment Rights.



- D. Basis for Jurisdiction; statement of claims (A) (B)
- II. At the First Apearance, Either Detective Barkley, or Detective Ratledge requested, to the Judge that I be held with no Bond, which the Judge affirmed. Violating The Plaintiffs Fourth and Fourteenth, as well as eighth, amendment Rights.
- 12. Bail is to be assessed by the following; 1. The nature and circumstances of the offense charged
 - 2. The weight of evidence against Deffendant
 - 3. The Defendants family ties
- 4. Financial resources
- 5. Character and mental condition
- 6. whether the deffendant is intoxicated
- 7. The length in community
- 8. His record of "Convictions" (not Pending Charges).

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D. Basis for Jurisdiction, Statement of Claims (A) (B)

9. History of flight to avoid prosecution

il. Plaintiff upon belief and information Believes the court inpropely Assessed bail Restraining his libertys.

13. Plaintiff Believes That uncorroborated

Testimong, of incorcerated individuals, seeking

Deals, of whom are convicted felons,

Statements are unconstitutional to establish

Probable Cause.



INJUNES;

Durring the Coarse of events, The Plaintiff has sustained:

- 1. mental Tourment, as His wife left him for another man, while He has Been incarcerated, as He could not avoid it.
- 2. mental Distress, Anxiety, awaiting trial, worrying about his outside life, possesions, social scruting, He now takes medication for mental Health reasons, which started since incarceration,
 - 3. His finacial resources have been depleted, causes him to struggle to get necessitys, food, hygene, paper, envelopes, and needed supplys.
- 4. Un Due Stress, as He has lost nearly 60 pounds since incarceration.



Injuries;

5. Even though the Plaintiffs wife came back, There has been Damage, relationship wise, that cannot be repaired.

6. Plaintiff had to liquidate his possessions, of what he has agrired over the years, to have financial stability, for a Temporary length of time, which now is Depleted, such Items that had sentimental Value, of which cannot be replaced.

7. This incident caused seperation of the Plaintiff from His wife, and three Children, There are untold, and unconscious events, where The Plaintiffs Presence, Could have aided his childrens future, and theire decisions,

8. His childrem Had to be removed from Cabarrus Charter Academy, on the count of. His wifes inability to get His children, To and fro school, Hurting Their future.

Mar Mar

In Juries;

9. This inapt event Has taken time from the Plaintiffs life span, that cannot be replaced, Nor can His familys.

10. There is No telling. How this undue stress, Anxiety, Depression, as well as the medication, will affect the Plaintiffs health long term.

il. the Plaintiff now has nowhere to live when he gets out of Jail, Due to the embarrassment of this episode, creating unnecessary tension with his mother-inlaw.

12. The Plaintiff, Prior to incarceration, was in the Process of Starting a towing and auto repair business, He was having a semi successful Process, There is no way of knowing how much money, and the Heigth of the Potential size the business could Have been.

13. The media, has slandered the Plaintiffs
Name, Due to this event, which may
cause future businesses to fail.



(D). Basis For Jurisdiction;

11. Detectives, while searching the Plaintiffs House made threatening, Intimidating Comments to the Plaintiffs 8 year old son, 18 USC Sec. 241

12. The sheriffs office was made Known the Persury Committed by Detective Barkley, and Failed to rectify It.

13. All the Afore Stated, amounts
to Kidnapping, violating 18 U.S.C. sec. 241-242
as The Plaintiff has been Kidnapped,
held for Ransom, intimidated, oppressed,
as Fraud has been Committed upon
The Court by officials acting under
the Color of law.

14. Upon Belief and information, Detectives violated 18 USC. Sec. 1038, when giving False information under oath.

Who have

injuries;

14. Public enbarrassment, from the media.

15. Emotional Distress, from The victums family believing the Plaintiff Committed this crime.

16. Un Due emotional Distress, as his wife and children are struggling, his wifes vehicle is broken, with No finances for repairs, no one to repair, as has been the Plaintiffs Duty for the past 15 years.

17. Tranatic experiences wille in Jail,

18. Un Due Pain from Prior InJury Jail neglected to treat. (hip replacement), which caused further injury.

19. Potential Divorce, of a fifteen year Relationship, Trying to work It out, but the emotional Pain is Deep.

Manaf

Relief;

1. The plaintiff asks for compensation, in the amount of \$2,400,000.00
Two million, four hundred Thousand, Dollars.

2. The Basis for this request, is the Items of sentimental value, that of which were sold, Pain and suffering, mental Distress, The financial stress on the Plaintiff, and his family, The mental stress over his wife leaving him, being irepairable, The Time taken from his and his familys life, that cannot be replaced by any amount of money, The public accusations, The loss of start of Plaintiffs business, The loss of his rollback, Tools, Time invested, Public scruting, The Damage of which is unknown to his childrens Education, Public embarrassment, The fact That The DIA's office believes \$800,000.00 is worth restraining the Plaintiff of his liberties each Dag, or quarter, Plaintiff is only asking for 3 times the amount, and feels It is Just compensation.

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Relief;

- 3. Ensure No Individual, is made to experience, This violation of humanity, captivity, by false bearing;
- 1. By requirments, of age and experience To hold Position, on any Police, Sheriff, or state trooper Force;
- 2. Requirements, For sole use of Hearsoy Testimony, as only evidence, such as must show knowledge that is not Public Knowledge, must have full corroboration of
- 3. By making Deterrent laws, and rules, Punishing officers, who committ persurg, or give false truths, as criminal offenses, and Bind them to These laws and rules, That of which should be harsher than That of Civilian funishment, as they have power to parage citizens lives,
- 4. Removal of officers Barkley, Rattedge.



Relief;

5. Retention of a knew probable cause stanbard, one of which, promotes Fairness in the proceeding. To where the Judge is to test the validity of the states evidence, and not the notion of indicting a ham sandwhich.

6. The inquiry into Habras corpus, Through Petition of The imprisoned, upon special request, to test the validity of states evidence, and release such if validity is of a sub-par standard.